

A RESOLUTION BY**THE PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO A LEASE AGREEMENT WITH THE METROPOLITAN ATLANTA RESPITE & DEVELOPMENTAL SERVICES, INC. FOR LEASE OF RENTAL SPACE AT 1335 KIMBERLY ROAD, ATLANTA, GEORGIA FOR A MONTHLY RATE OF THREE THOUSAND DOLLARS AND ZERO CENTS (\$3,000.00) FOR THE PURPOSE OF OPERATING AND MAINTAINING THE TEMPORARY FIRE STATION ON THE PREMISES FOR A TERM OF EIGHTEEN MONTHS AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta annexed land located in Fulton County effective October 1, 2006; and

WHEREAS, currently funding is not available to construct a permanent new fire station to serve the recently annexed area; and

WHEREAS, it is in the best interest of the City to maintain the temporary fire station for the purposes of providing fire suppression, protection, prevention, and emergency medical services to the annexed land until a permanent fire station can be constructed; and

WHEREAS, the Atlanta Fire Rescue Department has maintained a temporary fire station on the property since October 1, 2006; and

WHEREAS, the Metropolitan Atlanta Respite and Developmental Services, Inc. (MARDS) has agreed and desires to continue sharing the premises with the City and allowing the temporary fire station to operate on the premises; and

WHEREAS, the authorization for payment to be retroactive to January 1, 2010; and

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, AS FOLLOWS:

Section 1: The Mayor or his designee is hereby authorized to enter into a eighteen month lease agreement with the Atlanta Metropolitan Atlanta Respite and Developmental Services, Inc. for the shared space located at 1335 Kimberly Road, SW, Atlanta, Georgia, for the purpose of operating a temporary fire station for a monthly rate of three thousand dollars (\$3,000.00).

Section 2: The City attorney is directed to review said appropriate lease agreement which shall not binding on the City and the City shall incur no liability upon same until such said lease has been executed by the Mayor and delivered to lessor.

Section 3: Payments be retroactive to January 1, 2010.

Section 4: All payments shall be charged to and paid from Fund (1001), Dept/Org (230201), Exp. Acct (5223202), Function Act (3520000)

Section 5: Be it finally resolved that all resolutions or parts of resolutions in conflict herewith be and the same are hereby repealed.

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: Public Safety Legal & Administration Committee

Caption: A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO A LEASE AGREEMENT WITH THE METROPOLITAN ATLANTA RESPITE & DEVELOPMENTAL SERVICES, INC. FOR LEASE OF RENTAL SPACE AT 1335 KIMBERLY ROAD, ATLANTA, GEORGIA FOR A MONTHLY RATE OF THREE THOUSAND DOLLARS AND ZERO CENTS (\$3,000.00) FOR THE PURPOSE OF OPERATING AND MAINTAINING THE TEMPORARY FIRE STATION ON THE PREMISES FOR A TERM OF EIGHTEEN MONTHS AND FOR OTHER PURPOSES.

Council Meeting Date: February 15, 2010

Requesting Dept.: Fire Rescue

FAC Confirmed by:

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

Example: The purpose of this legislation is to anticipate funds from a local assistance grant to purchase child safety seats.

The purpose of the legislation is to enter into and execute a lease agreement between the Atlanta Respite & Developmental Services, Inc. and the Department of Fire Rescue's for the purpose of leasing space to operate and maintain a temporary fire station at 1335 Kimberly Road SW.

2. Please provide background information regarding this legislation.

Example: The task force of homelessness conducted a study regarding homelessness, its impact and consequences on the City. This resolution reflects the Mayor's desire to open a twenty-four hour center that will respond to the needs of the homelessness in Atlanta.

The annexation of land in 2006, by the City required additional fire protection. To achieve adequate fire protection, the Department of Fire Rescue was required to place an additional fire station. The space located at 1335 Kimberly Road SW, Atlanta, Georgia, was identified which required the City to lease space from the Atlanta Respite & Developmental Services, Inc. Since 2006, the department has leased the space and wishes to extend the lease agreement. The eighteen months term will align the new agreement with the City's budget cycle. Until funding is identified to construct a new station or another site is located, the City will need to continue such an agreement.

3. If Applicable/Known:

- (a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):** NA
- (b) **Source Selection:** NA
- (c) **Bids/Proposals Due:** NA
- (d) **Invitations Issued:** NA
- (e) **Number of Bids:** NA
- (f) **Proposals Received:** NA
- (g) **Bidders/Proponents:** NA
- (h) **Term of Contract:** NA

4. Fund Account Center (Ex. Name and number): NA

Fund: 1001 **Account:** 5223202 **Center:** 230201 **Fun/Act:** 3520000

5. Source of Funds: Example: Local Assistance Grant NA

- 6. Fiscal Impact:** The term of this lease agreement of 18 months will result in a reduction of \$54,000.00 to Fund Account: 5223202 Center Number: 230201

Example: *This legislation will result in a reduction in the amount of _____ to Fund Account Center Number _____.*

7. Method of Cost Recovery: NA

Examples:

- a. Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.*
- b. Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.*

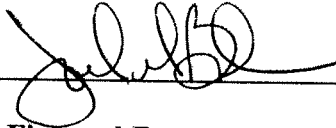
This Legislative Request Form Was Prepared By: Wilmond Meadows, (404) 449-2682

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: LUZ BORRERO

Commissioner Signature



Originating Department: Fire and Rescue Contact (name) Wilmond Meadows

Committee(s) of Purview: Public Safety & Legal Administration Committee

Committee Deadline: _____

Committee Meeting Date(s): 2/10/10 Full Council Date: 2/15/10

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO A LEASE AGREEMENT WITH THE METROPOLITAN ATLANTA RESPITE & DEVELOPMENTAL SERVICES, INC. FOR LEASE OF RENTAL SPACE AT 1335 KIMBERLY ROAD, ATLANTA, GEORGIA FOR A MONTHLY RATE OF THREE THOUSAND DOLLARS AND ZERO CENTS (\$3,000.00) FOR THE PURPOSE OF OPERATING AND MAINTAINING THE TEMPORARY FIRE STATION ON THE PREMISES FOR A TERM OF EIGHTEEN MONTHS AND FOR OTHER PURPOSES.

BACKGROUND/PURPOSE/DISCUSSION:

The annexation of land in 2006, by the City required additional fire protection. To achieve adequate fire protection, the Department of Fire Rescue was required to place an additional fire station. The space located at 1335 Kimberly Road SW, Atlanta, Georgia, was identified which required the City to lease space from the Atlanta Respite & Developmental Services, Inc. Since 2006, the department has leased the space and wishes to extend the lease agreement. The eighteen months term will align the new agreement with the City's budget cycle. Until funding is identified to construct a new station or another site is located, the City will need to continue such an agreement.

FINANCIAL IMPACT (if any): \$54,000.00 (total term of lease agreement)

Mayor's Staff Only

Received by Mayor's Office:

1.25.10
(date)

Reviewed by

1/27/10
(date)

Submitted to Council:

(date)